

GEORGES RIVER COUNCIL

COUNCIL MEETING

MINUTES OF MEETING

Monday, 3 July 2017

Present

Council Members

Administrator, Mr John Rayner

Council Staff

Acting General Manager, Mr David Tuxford

Director Assets and Infrastructure, Mr Laurie O'Connor

Director Environment and Planning, Ms Meryl Bishop

Acting Director Community and Culture, Mr Scott Andrew

Chief Operating Officer, Ms Carole Todd

Director Transformation and Change, Ms Marissa Racomelara

Executive Manager, Office of the General Manager, Ms Rebekah Schulz

Head of Executive Services, Ms Jennifer Anderson

Executive Services Officer, Ms Sina Camilleri

Internal Auditor, Mr Tony Gearon

Property Portfolio Manager, Mr Bernard Morabito

Manager Infrastructure, Mr Glen Moody

Manager Strategic Planning, Ms Catherine McMahon

Opening

The Administrator, Mr J Rayner opened the meeting at 6.00pm.

Acknowledgement of Country

The Administrator acknowledged the traditional custodians of the land, the Biddegal people.

Apologies

There were no apologies.

Disclosure of Interest

The Administrator made a statement and requested that it be included in the Minutes.

The Administrator stated:

That the objector to the DA for 62 Algernon Street, Oatley is a senior member of Council staff – Item CCL120-17.

The Code of Conduct provides in regard to conflicts of interests:

“A conflict of interest exists where a reasonable and informed person would perceive that you could be influenced by a private interest when carrying out your public duty.”

The key words there are: “private interest”

Council has managed this development application by engaging an independent Consultant to assess the application. I don't believe I have a conflict of interest in dealing with it as I have no private interest in this matter.

Minutes of previous meetings

COUNCIL MEETING - 5 JUNE 2017

The Administrator moved and declared carried that the Minutes of the Council Meeting held on 5 June 2017 be adopted.

PROCEDURAL MOTION

The Administrator resolved that standing orders be suspended in order to allow registered speakers to address the Council at 6.03pm.

The following registered speakers addressed the Council:

- *Ms T Katsanis – item not agenda - solar lights for Moore Reserve*
- *Mr G Lalchere – Section 96 MOD2017/0067 and removal of tree at 111 Gungah Bay Rd, Oatley*
- *Mr C Minns, MP – CCL134-17 Traffic Agenda item - Tooronga Terrace, Beverly Hills*
- *Ms K Calman – CCL134-17 Traffic Agenda item - Tooronga Terrace, Beverly Hills pedestrian crossing*

Ms Katsanis handed a quote and map for Council's consideration to install solar lighting at Moore Reserve.

Mr Lalchere handed a petition signed by 120 residents opposing the Section 96 modification application to remove a Blackbutt tree located at 111 Gungah Bay Road, Oatley.

Ms Calman handed a petition signed by 16 business owners and residents to the Administrator. The petition relates to Item CCL134-17 - TAC057-17 – Tooronga Terrace, Beverly Hills pedestrian crossing.

PROCEDURAL MOTION

The Administrator resolved that standing orders be resumed at 6.13pm and that item *CCL134-17 – Georges River Council Traffic Advisory Committee Meeting Minutes – 20 June 2017* be considered next.

CCL134-17 Georges River Council Traffic Advisory Committee Meeting - 20 June 2017 (Report by Traffic Engineer)

The Administrator moved and declared carried:

- (a) That the Minutes of the Georges River Traffic Advisory Committee Meeting held on 20 June 2017 other than *TAC057-17* be adopted.
- (b) That considering the safety and technical issues associated with the pedestrian crossing in Tooronga Terrace the recommendation (*TAC057-17*) be endorsed subject to:
 - The RMS extending the green time for pedestrians of the signalised crossing at

the intersection of King Georges Road and Tooronga Terrace

- The Police working with schools to ensure students and teachers are aware of the potential changed road crossing arrangements and safe practices.
 - A pedestrian fence be installed to prevent jaywalking and encourage use of signalised pedestrian crossing
 - The crossing not be removed prior to November 2017
- (c) That the Police be requested to increase their presence in Tooronga Terrace to discourage jaywalking and to assist with encouraging use of the signalised pedestrian crossing.

Environment and Planning

CCL115-17 Georges River Council Enforcement Policy - Outcome of Public Exhibition (Report by Manager Environmental Health & Regulatory Services)

The Administrator moved and declared carried:

- (a) That Council adopt the Georges River Council Enforcement Policy as publicly exhibited.
- (b) That Council support an annual allocation of funds within the Environment and Planning budget to undertake a compliance program on emerging issues within the community.

CCL116-17 Section 94A Contributions Plan 2017 - Amendment 1 (Report by Strategic Planning)

The Administrator moved and declared carried:

- (a) That Council endorse that the Draft Section 94A Contributions Plan 2017 – Amendment 1 (Attachment 1) be placed on public exhibition for 28 days in accordance with the relevant provisions of the Environmental Planning and Assessment Act 1979 and Environmental Planning and Assessment Regulation 2000.
- (b) That the Draft Section 94A Contributions Plan 2017 – Amendment 1 be reported back to Council following the completion of the public exhibition period.

CCL117-17 Adoption of Amendments to Hurstville Section 94 Development Contributions Plan 2012 (Report by Manager Strategic Planning)

The Administrator moved and declared carried:

- (a) That Council approve Hurstville Section 94 Development Contributions Plan (Amendment No. 2) to include Kempt Field, the Hurstville East Site (bounded by Forest Road, Durham Street and Roberts Lane) and the Bing Lee Site (being 108, 112 and 124 Forest Road) Hurstville into the Hurstville City Centre land application map; and
- (b) That Council give public notice of its decision in accordance with the provisions of the Environmental Planning & Assessment Act and its Regulation.

CCL118-17 State Significant Precinct and Land Use Infrastructure Program - Riverwood (Report by Manager Strategic Planning)

The Administrator moved and declared carried:

- (a) That the Administrator for Georges River Council in conjunction with the Administrator of Canterbury/Bankstown Council write to the Minister for Planning supporting the declaration of the Riverwood area as a Priority Precinct and recommending that the

Minister delegate the planning of this priority precinct for Canterbury/Bankstown and Georges River Councils.

CCL119-17 Summary of Development Applications lodged and determined
(Report by Manager Development and Building)

The Administrator moved and declared carried that the information on development applications lodged and determined for March 2017 - May 2017 be received and noted.

CCL120-17 62 Algernon Street Oatley - Construction of a new jetty, ramp and pontoon - DA189/2016
(Report by Independent Assessment, Consultant Planner)

The Administrator moved and declared carried that Council approve the Development Application (DA189/2016) for the construction of a jetty, ramp and pontoon at 62 Algernon Street, Oatley subject to the attached conditions including centrally locating the structure and that the pontoon be provided in a longitudinal position, offset to the east of the ramp.

Finance and Governance

CCL121-17 Advice on Court Proceedings - June 2017
(Report by General Counsel)

The Administrator moved and declared carried that the information be received and noted.

CCL122-17 Georges River Council Public Interest Disclosure Reporting Policy
(Report by Manager Governance and Risk)

The Administrator moved and declared carried that Council adopt the Georges River Council Public Interest Disclosure Reporting Policy attached in Appendix 1.

CCL123-17 Tender for Internal Audit Services - Providers Panel
(Report by Internal Auditor)

The Administrator moved and declared carried:

- (a) That the report be received and noted.
- (b) That the following five firms be appointed to Council's internal audit panel, for the three year period to 30 June 2020:
 1. Prosperity Audit Services
 2. O'Connor Marsden & Assoc
 3. Inconsult
 4. BDO East Coast
 5. Grant Thornton

CCL124-17 Tender - Legal Services Panel - Specialised in Property Law
(Report by General Counsel)

The Administrator moved and declared carried:

- (a) That Council appoint the following two legal firms to its Legal Services Panel – Specialised Property Law:
 - (i) Pikes & Verekers Lawyers

- (ii) Owen Hodge Lawyers
- (b) That Council give authority to the General Manager to execute all appropriate documentation to appoint the firms.

CCL125-17 Enterprise Risk Management - Policy and Strategy
(Report by Project Manager)

The Administrator moved and declared carried:

- (a) That Council adopts the attached Georges River Council Risk Management Policy.
- (b) That Council adopts the attached Georges River Council Enterprise Risk Management Strategy.
- (c) That the attached Georges River Council Enterprise Risk Management Strategy be referred to the Audit Risk and Improvement Committee for information.

CCL126-17 Investment Report as at 31 May 2017
(Report by Team Leader Financial Reporting)

The Administrator moved and declared carried:

- (a) That the Investment Report as at 31 May 2017 be received and noted.
- (b) That the next report, in line with the Council decision Minute No. 94 – 1st May 2017, contain more detailed information, particularly the addresses of “Other leases” and public domain leases and licenses.

CCL127-17 Local Government Remuneration Tribunal Determination - Mayor and Councillors fees for 2017-2018
(Report by Executive Manager)

The Administrator moved and declared carried:

- (a) That Council adopt the following fees for Councillors and the Mayor, effective from 1 July 2017:
- (b) Councillor fee of \$24,550 per annum.
- (c) Mayoral fee of \$65,230 per annum, in addition to the Councillor fee.

CCL128-17 Southern Sydney Regional Organisation of Councils SSROC - Minutes of the Ordinary Meeting
(Report by Executive Manager)

The Administrator moved and declared carried that the Minutes of the Ordinary Meeting of the Southern Sydney Regional Organisation of Councils (SSROC) held on 18 May 2017 are noted and endorsed.

CCL129-17 Georges River Council Fraud and Corruption Prevention Policy
(Report by Governance Officer)

The Administrator moved and declared carried:

- (a) That the Georges River Council Fraud and Corruption Prevention Policy be adopted.
- (b) That a draft Fraud and Corruption Prevention Plan be developed and submitted to the Audit, Risk and Improvement Committee in October 2017, and subsequently submitted to a future Council meeting for adoption.

CCL130-17 Georges River Council Visitor Access Policy
(Report by Governance Officer)

The Administrator moved and declared carried that the Draft Georges River Council Visitor Access Policy be placed on public exhibition for a period of not less than 14 days.

CCL131-17 Georges River Council Workplace Surveillance Policy
(Report by Governance Officer)

The Administrator moved and declared carried that Council adopt the Georges River Council Workplace Surveillance Policy and associated forms attached.

Assets and Infrastructure

CCL132-17 Property Matter – Proposed Grant of Easement to Drain Water – Seaforth Avenue Reserve Oatley
(Report by Strategic Property Officer)

The Administrator moved and declared carried:

- (a) That Council grant an Easement to Drain Water over Lot 20 and 21 Section 2 in DP3230 as detailed in the report.
- (b) That the General Manager and Administrator be authorised to execute the s.88B Instrument or Transfer Granting Easement and all associated documentation to create the easement, under the Common Seal of the Council, if required.
- (c) That all costs associated with the granting of the easement be met by the applicant.

CCL133-17 Georges River Council Graffiti and Posters Policy
(Report by Project Manager)

The Administrator moved and declared carried that the draft Georges River Council Graffiti and Posters Policy be adopted.

The Administrator advised that CCL134-17 has been dealt with.

Community and Culture

CCL135-17 Draft Georges River Council Customer Service Strategy
(Report by Project Leader)

The Administrator moved and declared carried that the Draft Georges River Council Customer Service Strategy as amended and attached to the report be adopted.

CCL136-17 Draft Georges River Sister City Policy
(Report by Community Development Officer, Cultural Services)

The Administrator moved and declared carried that the Draft Georges River Council Sister City Policy be adopted.

CCL137-17 Georges River Council Complaints Policy
(Report by Project Leader)

The Administrator moved and declared carried that the Georges River Council Complaints Policy as amended and attached to the report be adopted.

CCL138-17 Draft Georges River Council Historical Markers Policy
(Report by Community Development Officer, Cultural Services)

The Administrator moved and declared carried:

- (a) That Council endorse the attached Draft Georges River Council Historical Markers Policy for the purpose of public exhibition for a period of not less than 14 days.
- (b) That the submissions received during the public exhibition period be reported back to Council together with any recommended changes to the Draft Historical Markers Policy for adoption.
- (c) That an inventory of existing historical markers across the Georges River Council Local Government Area (LGA) be undertaken.
- (d) That the program be supported from existing programs within the 2017-18 and future budgets.

CCL139-17 Georges River Council CCTV Operations Policy
(Report by Manager Community and Cultural Development)

The Administrator moved and declared carried that Council adopt the attached Georges River Council Closed Circuit Television (CCTV) Operations Policy.

CCL140-17 Library Services Radio Frequency Identification RFID Inventory Management System - Q17/011
(Report by Manager Library Services)

The Administrator moved and declared carried:

- (a) That the report be received and noted.
- (b) That the separate report on this agenda relating to the Request for Quotes for the implementation of a Radio Frequency Identification (RFID) Inventory Management System be considered in closed session, in accordance with the provision of Part 1 of Chapter 4 of the Local Government Act 1993, Section 10A (2) (c) as it is considered the information, if disclosed, confers a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

CCL141-17 Community Development and Services Advisory Committee Meeting Minutes - 19 June 2017
(Report by Manager Community and Cultural Development)

The Administrator moved and declared carried that the recommendations contained within the Minutes of the Community Development and Services Advisory Committee meeting held on Monday, 19 June 2017 be adopted.

Confidential items (Closed Council Meeting)

The Administrator asked the Acting General Manager if any representations had been received from the public that the items should not be discussed in closed session.

The Acting General Manager replied that no representations had been received to the items in closed session.

The Administrator asked if there were any members of the public gallery who would like to speak on the reasons Council proposes to consider the item in closed session.

Recommendation

That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the following matters be considered in closed Council at which the press and public are excluded.

CON008-17 Library Services Radio Frequency Identification RFID Inventory Management System - Q17/011
(Report by Manager Library Services)

THAT in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (c) it is considered the matter information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

THAT in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

CON009-17 Tender - Legal Services Panel - Specialised in Property Law
(Report by General Counsel)

THAT in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (c) it is considered the matter information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

THAT in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

CON010-17 Tender for Internal Audit Services – Providers Panel
(Report by Internal Auditor)

That in accordance with the provisions of Part 1 of Chapter 4 of the Local Government Act 1993, the matters dealt with in this report be considered in closed Council Meeting at which the press and public are excluded. In accordance with Section 10A(2) (c) it is considered the matter information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

That in accordance with Section 10D it is considered that if the matter were discussed in an open Council Meeting, it would on balance, be contrary to the public interest as it information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

That in accordance with the provisions of Section 11(2) of the Act, the reports and correspondence relating to these matters be withheld from the press and public.

Consideration of Confidential Recommendations

CON008-17 Library Services Radio Frequency Identification RFID Inventory Management System - Q17/011 (Report by Manager Library Services)

The Administrator moved and declared carried:

- (a) That Bibliotheca Australia Pty Ltd be awarded the contract for the implementation of the Radio Frequency Identification (RFID) Inventory Management System across the Georges River Council Libraries for a total cost of \$375,370.10.
- (b) That the General Manager be authorised to sign the contract with the preferred supplier on behalf of Council.

CON009-17 Tender - Legal Services Panel - Specialised in Property Law (Report by General Counsel)

The Administrator moved and declared carried that this report be read in conjunction with Item CCL124-17 Tender – Legal Services Panel – Specialised in Property Law.

CON010-17 Tender for Internal Audit Services - Providers Panel (Report by Internal Auditor)

The Administrator moved and declared carried:

- (a) That the report be received and noted.
- (b) That the following five firms be appointed to Council's internal audit panel, for the three year period to 30 June 2020:
 - 1. Prosperity Audit Services
 - 2. O'Connor Marsden & Assoc
 - 3. Inconsult
 - 4. BDO East Coast
 - 5. Grant Thornton

Open Council

The Administrator resolved that the meeting revert to Open Council.

Consideration of Recommendations from Closed Session

The Administrator resolved that the Report of the closed session recommendation be adopted.

Conclusion

The Meeting was closed at 6.33pm.